

No. 334 (Sub-No. 8) to: Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, send one copy of all documents to: (1) Petitioners' representatives, Daniel Saphire, Association of American Railroads, 50 F Street, N.W., Washington, DC 20001 and Alice Saylor, American Short Line Railroad Association, 1120 G Street, N.W., Washington, DC 20005; and (2) Representative for The Greenbrier Companies, Karl Morell, Ball, Janik LLP, 1455 F Street, N.W., Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** Beryl Gordon, (202) 565-1600. [TDD for the hearing impaired: (202) 565-1695].

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., 1925 K Street, N.W., Suite 210, Washington, DC 20006. Telephone: (202) 289-4357. [TDD for the hearing impaired: (202) 565-1695.]

Decided: April 9, 1997.

By the Board, Chairman Morgan and Vice Chairman Owen.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 97-10236 Filed 4-21-97; 8:45 am]

BILLING CODE 4915-00-P

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-55 (Sub-No. 546X)]

#### CSX Transportation, Inc.— Discontinuance of Trackage Rights Exemption—in Marion County, IN

CSX Transportation, Inc. (CSXT) has filed a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments and Discontinuances of Trackage Rights to discontinue trackage rights over approximately 13.50 miles of Consolidated Rail Corporation's (Conrail) Indianapolis Belt Running Track, between milepost 0.0 at North Indianapolis and milepost 13.5 at Conrail's Indianapolis Belt Running Track's connection with the former Norfolk and Western Railway Company, in Marion County, IN.

CSXT has certified that: (1) no local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service

over the line either is pending with the Surface Transportation Board (Board) or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under Oregon Short Line R. Co.—Abandonment—Coshen, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed.

Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on May 22, 1997,<sup>1</sup> unless stayed pending reconsideration. Petitions to stay and formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>2</sup> must be filed by May 2, 1997. Petitions to reopen must be filed by May 12, 1997, with: Office of the Secretary, Case Control Unit, Surface Transportation Board, 1925 K Street, N.W., Washington, DC 20423.

A copy of any petition filed with the Board should be sent to applicant's representative: Charles M. Rosenberger, Senior Counsel, CSX Transportation, Inc., 500 Water Street J150, Jacksonville, FL 32202.

If the verified notice contains false or misleading information, the exemption is void *ab initio*.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), CSXT shall file a notice of consummation with the Board to signify that it has exercised the authority granted and discontinued service over the line. If consummation has not been effected by CSXT's filing of a notice of consummation by April 22, 1998, and there are no legal or regulatory barriers to consummation, the authority to discontinue will automatically expire.

Decided: April 15, 1997.

By the Board, David M. Konschnik, Director, Office of Proceedings.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 97-10234 Filed 4-21-97; 8:45 am]

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<sup>1</sup> Because this is a discontinuance proceeding and not an abandonment, trail use/railbanking and public use conditions are not appropriate. Likewise, no environmental or historical documentation is required here under 49 CFR 1105.6(c)(6).

<sup>2</sup> Each offer of financial assistance must be accompanied by the filing fee, which currently is set at \$900. See 49 CFR 1002.2(f)(25).

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-55 (Sub-No. 537X)]

#### CSX Transportation, Inc.— Abandonment Exemption—in Alachua County, FL

**AGENCY:** Surface Transportation Board.

**ACTION:** Notice of exemption.

**SUMMARY:** The Board, under 49 U.S.C. 10502, exempts from the prior approval requirements of 49 U.S.C. 10903 the abandonment by CSX Transportation, Inc., of a 2.87-mile portion of its Jacksonville Service Lane, Deerhaven Subdivision, extending between milepost 738.65 at 23rd Avenue, NW., in Gainesville and milepost 741.52 at the end of the track, in Alachua County, FL, subject to labor protective conditions, a trail use condition, and a public use condition.

**DATES:** Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on May 22, 1997. Formal expressions of intent to file an OFA under 49 CFR 1152.27(c)(2) and additional requests for interim trail use/rail banking under 49 CFR 1152.29 must be filed by May 2, 1997; petitions to stay must be filed by May 7, 1997; and petitions to reopen must be filed by May 19, 1997.

**ADDRESSES:** Send pleadings referring to STB Docket No. AB-55 (Sub-No. 537X) to: (1) Office of the Secretary, Case Control Unit, Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001; and (2) Charles M. Rosenberger, CSX Transportation, Inc., 500 Water Street, Jacksonville, FL 32202.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 565-1600. [TDD for the hearing impaired: (202) 565-1695.]

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC News & Data, Inc., 1925 K Street, NW., Suite 210, Washington, DC 20006. Telephone: (202) 289-4357. [Assistance for the hearing impaired is available through TDD services (202) 565-1695.]

Decided: April 15, 1997.

By the Board, Chairman Morgan and Vice Chairman Owen.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 97-10396 Filed 4-21-97; 8:45 am]

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